

The Hamilton County Board of Commissioners met on Monday, March 25, 2002 in the Commissioner's Courtroom in the Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session from 12:30 pm to 1:55 pm. President Sharon Clark called the public meeting to order at 2:00 pm. A quorum was declared present of Commissioner Steve C. Dillinger, Commissioner Steven A. Holt and Commissioner Sharon R. Clark. The Pledge of Allegiance was recited.

Approval of Minutes:

Holt motioned to approve the minutes of March 1, 2002. Dillinger seconded. Motion carried unanimously. Holt motioned to approve the minutes of March 11, 2002. Dillinger seconded. Holt and Dillinger approved. Clark abstained. Motion carried.

Executive Session Memoranda:

Holt motioned to approve the Executive Session Memoranda. Dillinger seconded. Motion carried unanimously.

Dick Frost Comments:

Mr. Dick Frost stated he will be sending a confirming e-mail to Tom Stevens regarding the posting of signs and the condition of 146th Street. Mr. Frost stated the speed limit is 40 mph until you get to the US 31 overpass and then for 4/10 of a mile the speed limit is 45 mph and then immediately you enter a work zone that is 25 mph. He will also send a letter to Sheriff Cook to request a sheriff's car be parked at that location. Mr. Frost stated the Commissioners approved the minutes of the retreat dated March 1, 2002 without any amendment and he will be filing another formal complaint with the Public Access Counselor with respect to that meeting. In the pass-outs from the retreat it was stated that there is a State law that dogs have to be held. There is no law that states that dogs have to be held 7 days.

Plat Approval: (Tape 1, #165)

Fox Field Estates:

Mr. Steve Broermann presented approval of the plat for Fox Field Estates. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

96th Street Project: (Tape 1, #183)

Mr. Matt Morasch gave an overview and the options for the 96th Street (Fall Creek to Olio) Project. Mr. Morasch stated the Highway Department is in favor of Option #4, Full Section, offset of existing centerline at a cost of \$3,519,500.00. Holt asked on Option #2, is there anywhere in the county or central Indiana that it has been done? Mr. Morasch stated along a portion of Hazel Dell Road, just north of the northern round-a-bout. Holt asked what year would there be a less than A rating on Option #2? Mr. Morasch stated we did not go back and assign ratings, we key on 18,000 vehicles a day, we project the year 2014 would require the additional two lanes if we want to meet the rule for 18,000 cars a day. Clark asked if there is any road that we have the 18,000 cars on today? Clark stated Fall Creek Road, 96th Street west to Mollenkopf has 20,000 cars, Westfield Boulevard in Clay Township has 17,000 to 18,000 cars. Holt asked

Clark if she believes Westfield Boulevard should be upgraded? Clark stated she believes the intersection of 96th Street and Westfield needs to be upgraded. She has heard no one else request any construction except the Highway Department at 110th and Rangeline for a passing blister. Mr. Morasch stated one of the reasons this project came up was that we do have federally funded projects on either end of it and it seemed to be a good fit to connect it all together. Holt asked on Option #3, is that design comparable to or superior to Westfield Boulevard? Mr. Morasch stated Option #3 would be similar to 116th thru Carmel from Hazel Dell to 431. Clark stated when that road was built, the intersections were not built as requested by the taskforce, they were asked to be six lane intersections and they built one lane thru instead of two lanes thru. Holt asked if there is a movement now to expand that road? Clark stated no, it was considered several years ago. Clark stated that count was 18,000 cars several years ago.

Brad Yarger, Yarger Engineering, stated he is representing several property owners in the area. We have concerns about the traffic forecasting methods, the Fall Creek Bridge project showed forecasts in 2021 of 12,475 vehicles. This is the next adjacent project. Mr. Morasch stated as new numbers come on line things change and this number was taken off the front of the plan sheet and it may have not been updated. It was not taken in detail as we looked at traffic recently. There is 19,000 around the bridge in 2001. As Olio Road builds out it could potentially change that more people will use that area as a commercial area that they are traveling to. We did not go back and update those counts after we looked at the 19,000 for the bridge. Holt asked what is the date on the face sheet? Mr. Yarger stated the counts show a 2001 count and a 2021 count. The 2001 count is similar to the traffic counts the Highway Department has. Looking at it we have a discontinuity between the different counts. There has been a lot of development in this area in the last 7-10 years. This development can not continue, it must go farther east to continue. The farther it gets away from the roadway the less impact it will have on this section. We counted approximately 300 homes built in the last 7 years that were immediately adjacent to this stretch of roadway. The counts went up to 4,700 to 7,800, approximately 3,100 vehicles. Each home can generate approximately 10 trips. If we take 300 homes, 10 trips we have 3,000 trips. There is approximately 3,100 car difference in the last 7 years. We are running out of land to develop in this area. Some of those 3,000 will go in a different direction. Rather than using a historic growth rate in an area like this we should be using a different methodology which accounts for land use and roadway network similar to what was done on the 96th Street corridor from Michigan Road to Keystone.

Pat Musgrave, 7618 Center Street, McCordsville - Mr. Musgrave thanked the commissioners for the people path on all four of the options.

Barry Wood, 96th Street, McCordsville - Mr. Wood stated he has found another flaw with the Highway numbers, when they did their growth counts for the numbers on the west side of 96th Street, they drew it out using the numbers as a whole and did not take out the cars involved in the subdivisions in that area. Those subdivisions are grown out and can not increase 7.5% each year. If you take those numbers out and then do the growth rates that 2014 number comes closer to 2020 to get to 18,000 vehicles per day. The 18,000 is a rule of thumb and is set by each entity. 20,000 is the number generally used by other counties to go to 5 lanes. 10,000 is when you want to start looking at turn lanes and we are not at 10,000 yet. One of the issues is future costs, one of the concerns is moving the utilities twice and that is easily avoided if you move the utilities to the end of the current right-of-way which is 50'. In the future, when you go to five lanes, the only

thing that is going to be in the way of the utilities is the multi-use pathway. You will not disrupt the utilities by putting a pathway above them. If that was not a desirable option, you can purchase the extra 10' and not build on it for years to come. The construction costs seem odd that you can put 3 lanes in at \$2.1 million and then go back and put the other 2 lanes in at a cost of \$2.6 million. Mr. Wood stated he travels this road every day and it flows very well because turning lanes were put in where needed. He has no doubt that this road can hold this traffic as well, if the turning blisters are put in.

Max Miese, President of McCordsville Town Council, 6150 West Crossfield Trail - Mr. Miese stated when this issue came up at the February meeting of the McCordsville Town Council the room was standing room only of residents against the 5 lane road for 96th Street. The people that were most concerned were the people that lived near 96th Street. The people that lived south of that could care less because they are not going to go to Marion County that direction. He asked the commissioners to consider the wishes of the residents of McCordsville, which is that it be 2 lanes with a center lane down the middle and one multi-use path on the north side.

Terri Messersmith, Town Manager of McCordsville - Ms. Messersmith stated they recognize the need for the expansion of the intersections at Olio Road & 96th Street and Fall Creek & 96th Street. We do not recognize the need for a four or five lane road on 96th Street. We feel with the many subdivisions and residents that live off of 96th Street that a five lane roadway will cause more of a danger for those exiting from those subdivisions due to the fact that this five lane proposed roadway will only be 1 mile long. It then goes into 2 lane roads in every other direction at this time. It is not just an issue of numbers, traffic counts, it is also safety.

Bill French, 10968 Windjammer South - Mr. French stated he is representing the neighborhood of Windjammer, Geist Woods, Tammend and some concerned residents in Carefree and Masthead. In those neighborhoods there are hundreds of homes and hundreds of voters. Geist is an extremely interesting and unique area. It is about trees, landscaping, homes, families. It is cul-de-sacs, courts, sidewalks. It is not four or five lane roads. The proposed 96th Street and Fall Creek Bridge projects are going to destroy what we believe is a unique fabric. We look for the commissioners to vote against this project as a vote with us as the residents of the Geist neighborhood to come together to try and solve this in a correct manner that makes for a better neighborhood. Hamilton County is about neighborhoods and the best way to develop neighborhoods is to retain the neighborhoods that you already have. We want to work with the commissioners to get this put together in a fashion that saves the county money, but works well for us in the future. Holt stated Mr. French indicated there was dissatisfaction with the bridge project, would you elaborate? Mr. French stated the traffic counts he has seen for that section of Fall Creek Road call for 19,000 cars a day. When you get to Carroll Road and Fall Creek about 5,000 cars disappear. There has never been a traffic jam at the bridge. We don't understand the need for the bridge. Clark asked Mr. French if he agrees that west of Mollenkopf needs to be 5 lanes? Mr. French stated that is reasonable.

Holt motioned that we select Option #3 which is the 2 lane section with typical median and multi-use path on the north side. Clark seconded. Dillinger stated this is the lowest recommended option of the highway department-s. Mr. Morasch stated we would not recommend this option. There is a debate over traffic counts and traffic counting is not an exact science. It is projection, it can be done many ways, straight line, land use based, historical. We can pick out four traffic projections and they can all say something different. We try to go back each time we do a new

one, as we did in this case, and look at the latest data we have and try to make a good judgement. Mr. Stevens stated we still believe, based on all the data we are using, that the 18,000 will be achieved prior to that conservative figure that is projected. It means we believe that within the next 20 years, probably closer to 10 than 20, that there will be a need demonstrated for expanding this roadway. With that in mind, the option selected carries the highest costs of any of the options. Clark stated if the road counts and projections are somewhat tenuous, this is the least expensive by a million dollars by any of the four options. This may well carry us the 20 years that we need transportation on that road. Holt stated for 13 years we have dealt with road expansion, he understands Dillinger's approach. When he looks at the map and taking into account looking at it geographically, everything is built out on this section to the north, unless our intention is to funnel Fall Creek and Wayne Township from the north down Olio Road and encourage it to go across the Fall Creek bridge and down Fall Creek Parkway to get to the interstate. That would be the only reason to build it to 5 lanes. Dillinger asked what about the east bound traffic heading north? Holt stated that would be night time driving by and large. Mr. Stevens stated there is a lot of area left in Hamilton County to yet be developed. Holt stated all of it is north or east of Olio, none of it is the northwestern quadrant to the reservoir. Nobody can come from the north of the reservoir and use it as their road. Mr. Stevens stated in our Thoroughfare Plan, 96th Street is designated as a Primary Arterial roadway. With Geist Reservoir we are very limited in the number of places you can accomplish the east-west movement. Holt stated he would agree that this would be the easiest place to put a 5 lane road in. Just because it is the easiest does not make it right. Logically it should be on west 96th Street and we did not do it. Dillinger asked how do you respond to Tom's suggestion about the east-west corridor? Holt stated from a public purpose standpoint, someone that is west bound on 96th Street he would submit 4 out of 5 cars are going to Indianapolis, not due west. Mr. Stevens stated the majority of the people who use that who are not residents of the area are heading towards the shops on 96th Street or Castleton. Holt stated most folks who live in Geist are trying to get downtown or to the northeast side are using Fall Creek Road which is not very expandable, you would not advocate that we 5 lane Fall Creek Road to 96th Street? Mr. Stevens stated yes he would. Holt asked if the master plan has Fall Creek Road 5 lanes? Mr. Stevens stated it identifies it as a primary arterial roadway. Mr. Stevens stated if we are going to consider a 2 lane facility then it would be prudent to keep our options open so that in the future, if the numbers and projections are true and you do see a need to expand that road, there will be less costs, easier and less impact on the traveling public to improve it by moving to the center. If you are only going to do 2 lanes, consider constructing the outside 2 lanes first. Motion carried unanimously.

Springmill Ponds: (Tape 1, #2227)

Mr. Dave Albrecht, 1604 Old Mill Circle, President of Springmill Ponds Homeowners Association proposed a remedy for the 146th Street project. Mr. Albrecht stated 146th Street does look nice. The situation is related to the road height and that has eliminated the benefit of the existing landscape mound along 550' east of Springmill Road. Questions were specifically asked about the road height and the impact on the mounds. We had commitments that it would be taken into consideration and not significantly impacted. Springmill Ponds has over 2000 linear feet along 146th Street and it is not significantly impacted, It is the far east 550' that has been affected. In discussions with Jim Neal he has said there was an error in the design reference elevations to the inside of our property. The impact is that the road height and bike path in that section is significantly built up on what was a pre-existing mound. The proposed remedy is to

install a reasonable of landscape to soften the impact to re-establish the natural separation and create a win-win situation for the county and the residents that travel along the bike path. Our proposal is to install reasonable level of landscaping and the Association would coordinate the installation and the county would pay the invoice. The association will assume maintenance of the grass between the road and bike path, which is on county property. We have allowed the county to go beyond county right-of-way to feather in the slope elevation from the bike path down to the landscape mound to try to minimize the elevation differences and to try to make it a safe slope for maintenance and bike path travelers. We have gone through qualified bids and they propose using Spear Brothers in the amount of \$3,692.00. Holt asked what is the Highway Department's position? Mr. Jim Neal stated our position is consistent with what we have done in the past along 146th Street, we have not installed any landscaping along the center median. We did not have to acquire any right-of-way from this area. There was not any negotiation involved. The Highway Department has no strong feelings one way or another. The proposed costs appears to be fairly small. Holt asked if this estimate seems within reason? Mr. Neal stated having just seen it this afternoon he can't really say. Several of the species are different from what we use. He would be happy to research it. Mr. Howard suggested that if there is approval that the warranty be transferred to the Homeowners Association. Mr. Albrecht stated they are flexible in regards to that. Mr. Howard asked if this is in the common area or in county right-of-way? Mr. Albrecht stated it is in common area. There is only 2' south of the bike path that is county property. Mr. Howard asked if it is planted in common area then warranty's would be assigned to them and they accept any risk of loss. Dillinger stated he has met with Mr. Albrecht and told him at the time that it is a well done road and because the county had to raise the road a little bit, he does not believe it is the responsibility of the taxpayers of this county to pay it, simply for esthetics. Dillinger stated he would support allowing the homeowners association to put these in under an approved agreement with the highway department. Mr. Albrecht stated he respectfully disagrees on those opinions. We do feel if the elevations had been properly referenced ahead of time we would not be in this situation or we would have been told about them up front. This gets back to some of the integrity of those discussions between residents, commissioners and the highway department. Holt asked if there was a motion to share the costs with the homeowners association, do you have any feeling whether or not the homeowners association would feel it was important enough to put their money with this project if the county was willing to put some money with the project? Mr. Albrecht stated it is a difficult question, the homeowners association is 290 homes. The homeowners board has spending authority and the board would be in support of doing that. Because of the expansion of the road to continue to develop that landscape mound. We are committed to trying to isolate the residents along the path. This instance is about 5 homes along the 500' along the east end of the road. Mr. Albrecht stated he is hesitant to speak on behalf of the entire board as he is only one member of six. Holt motioned to pay 50%, all other terms as discussed, warranty transferred to the homeowners association upon the receipt of Springmill Ponds one half of the Spears Brothers estimate to the county. Clark seconded. Dillinger stated if we are going to do this in this situation, he lives on Wagon Trail Drive and Allisonville and we have raised Allisonville several times, then can he expect the taxpayers to tree line or bush line me from this road? What is the difference? Dillinger stated it is the same thing. He appreciates Mr. Albrecht's position, this area was done extremely well. This is a want, not a need. Holt stated we have received nothing but compliments on the esthetics of that stretch of road. We don't live in one of those five houses and he does not think the compliments have come from those five houses. As pointed out to us by Highway, we did not

acquire any ground so we did not breach any trust, but on the other hand if we did say that we thought the road was going to be a few inches lower than what it is then there was a mistake. It is because of that and not the fact that you are living next to a county road that has become busier that he makes the offer. That is what distinguishes Wagon Trail Drive from those five homes. Holt and Clark approved. Dillinger opposed. Motion carries.

Health Insurance Renewal: (Tape 1, #3161)

Ms. John Ditslear presented a comparison of projected annual costs for the employee health insurance. Currently Hamilton County is with The Hartford. Every year we do shop this insurance and the Insurance Committee is recommending we change from The Hartford to Pacific Life. The Insurance Committee also recommends keeping Nyhart as Administrator. Holt asked what is the difference between 2001 and 2002 for The Hartford? Mr. Ditslear stated the current premium is \$411,358 and their renewal would increase 31% to \$539,419. Holt asked if we shopped Pacific Life last year? Mr. Fox stated yes, there was not much of a difference from The Hartford last year. Holt asked if there is any down side with changing companies? Mr. Fox stated no, Pacific Life is a very good company. Clark asked if we don't expect a big increase next year or the following year? Mr. Fox stated you never know what is going to happen with stop loss carriers. Dillinger stated you can expect an increase. Holt motioned to accept the Insurance Committee's recommendation. Dillinger seconded. Motion carried unanimously.

Lab One:

Ms. Randall stated the Insurance Committee has been working to find a collection site for lab specimens and Commissioner Dillinger has been working with Riverview and they have changed their mind. Riverview will allow the Care Point at Fishers, Noblesville, Westfield, Cicero Family Medicine, Charles Harris Family Medicine, Noblesville Family and Noble Creek Medicine to be collection sites. All lab work will be submitted to Riverview Hospital and they will forward it to Lab One. A back-up plan would be that Cynthia Harris has stated that if we have issues and we need additional lab draws she is willing to do that in the Health Department facility. Ms. Randall has told her we would see how the other collection sites work first. Ms. Randall requested approval to proceed with Lab One. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

AFLAC:

Ms. Randall stated Ann Green from AFLAC has requested permission to meet with county employees on Wednesday, March 27, 2002 from 11:00 am to 2:00 pm in the Judicial Center to discuss plan revisions and enroll new employees. She will also be working with the off site departments. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Clark called a break. Clark called the meeting back to order.

Indianapolis Department of Water Works Intergovernmental Agreement: (Tape 2, #39)

Mr. Michael Howard stated the commissioners tabled the Indianapolis Department of Water Works Intergovernmental Agreement. The issues with the City of Carmel have been resolved. Another issue was the reservoir status. The agreement provides that the new entity will maintain both dikes in Morse Reservoir at their historic level. He has two sets of certified data that sets out

monthly precipitation for each reservoir, daily water pumping for each reservoir and the daily elevation levels for each reservoir from January 1988 thru present. Mr. Howard recommended taking the intergovernmental agreement off the table and approval of the agreement. Dillinger motioned to approve. Holt seconded. Motion carried unanimously. *(Climatic Data associated with Morse and Geist Reservoir can be found in Indianapolis Water Company file located in Auditor's office contract files.)*

County Government County Fair Display:

Mr. Tom Stevens, Committee Chairperson of the Government Display for the County Fair, stated the recommendation of the County Display Committee is to rent a tent for the first year and evaluate the usage and attendance and the second phase of the committee would be to recommend a possible permanent structure for the future. The tent is an upgrade, white canvas, widow sides, full electric, probably air-conditioned. We have had a lot of interest from those attending the committee meeting and county departments. We chose this location because we want to be close to the center of the action of the fairgrounds. We have the involvement of the Fair Committee. They now believe this will be a tremendous asset and drawing attraction to the grounds and will compliment their efforts. A subject that came up is the razing of the concrete block building and the tower next to it. Mr. Stevens stated due to a time crunch he has put in a request for \$20,000 Additional Appropriation to go before the County Council in April. This is for the rental of the tent, signs, reconfiguration of the drives, and razing of the building and tower. Dillinger motioned to approve. Clark seconded. Clark asked if the building is needing to be razed? Mr. Stevens stated Mr. Scott Warner was to be here today, this was a result of his input. He knows of no proposed use for the building. Holt asked who has stamped approval of this concept from Extension and 4-H? Mr. Stevens stated these recommendations came from our last committee meeting, the attendees were Judy Levine, Bob Hendericks, Benny Craig, Jerry Liston, Susan Peterson, Doug Quear, Al Patterson, Carney Parsons, Barry McNulty, Scott Warner, Les Locke, Kathy Howard and myself. This was endorsed by the committee and Susan Peterson is a representative on the committee and she has spoken favorably towards the direction we are going and the location. Holt asked if the Extension Board has taken a vote? Ms. Judy Levine stated she is the Council Liaison on the Extension Board and the President of the 4-H Council was at this meeting and they are very excited and think it is a positive for the Fair. Holt asked who is the President? Ms. Levine stated Doug Quear. Holt asked if their Board took a vote? Ms. Levine stated yes. Holt asked if there was any dissension? Ms. Levine stated no. Holt stated he is the Commissioner's Liason and he has had several calls from Chuck Rushmore, who is the head of the facilities, expressing concerns about it. Ms. Levine stated as far as Susan and the gentleman from the 4-H Fair Board that does the placement of tents, apparently they have met and discussed it and indicated to us that they are in favor of it. Mr. Stevens stated his main focus in talking with Ms. Peterson that she thought the proper people for this committee to work with was the commercial tent committee. We have tried to accommodate every concern they have. He had a strong indication from the last meeting that whoever she and Mr. Quear represent have bought in to it and are excited about what we are proposing. Beyond that, he can not answer the question. Mr. McNulty stated they had some concerns about the original placements of the tent, the last alternative was placing it on the edge of the highway department's asphalt area and Susan Peterson and Mr. Quear were very much in favor of that. It alleviated their concerns and was a plus to the Fair. Ms. Levine stated the concern was the location, not the concept. Holt stated Mr. Rushmore is the head of facilities and in his voice mail he expressed reservations

about it and he wanted to talk about it. Ms. Levine stated this committee has been operating for over two months with the participation of Susan Peterson. Holt stated Mr. Rushmore is listed as a committee member and it is indicated that he was not in attendance at the February and March meeting. Ms. Levine stated they have to make their final plans for the set-up of the Fair and there is a deadline they have to meet and we are on top of that deadline. Mr. Stevens stated part of the urgency is to get a tent reserved for that week, currently some of the departments have signed up for the commercial tent and if they are not going to be there the Fair Board needs to know that so they can possibly downsize the size of the commercial tent. Clark stated she is concerned about air conditioning the county tent, she believes no other tents are air conditioned, is that correct? Ms. Levine stated she does not know. Clark stated this is the first she has heard about taking out the tower and brick building, is there some reason that the tent could be moved and save that building and tower? Mr. Stevens stated the razing of the building and tower is not critical to this plan. The idea was to be able to get it sodded and make the area look more inviting. Ms. Levine stated Mr. Warner indicated it is scheduled to be razed sometime in the future. Holt asked if the vote was taken in two weeks, does it fowl anything up? Mr. Stevens stated the additional request has gone to Council on the supposition that we would get the green light from the Board of Commissioners. Without that, he will need to withdraw that request and then the earliest I could request it would be the May meeting. It is felt, by the committee, that it is insufficient time to make plans and reservations to pull this together. Holt motioned to let the advertisement run and table the decision to the April 8th meeting. Clark seconded. Ms. Levine stated everybody needs time to schedule their workers, prepare their displays. We need to let our departments know so they can plan. Clark and Holt approved. Dillinger opposed. Motion carries.

Attorney: (Tape 2, #660)

Ordinance 2-11-02-A, Animal Care and Control Ordinance:

Mr. Howard presented 2-11-02-A, Hamilton County Animal Care and Control Ordinance for final reading and passage. Mr. Rinker, Fall Creek Township, stated he does realize we need to do some animal control in Hamilton County. We are carrying things too far in particular on how some of this is stated. We still have a lot of farms in Hamilton County and your control of cats. You are saying that farmers are not going to be able to have cats running around to take care of the mice, rats, etc. on the farms. When you are talking about the dogs, you are talking about an individual that can not keep a male and female dog that is not spayed or neutered on their property and to basically have litter of pups, unless they get the breeders license. If a person does have a dog, he thinks they should be confined in a fenced area. He personally does not like to see a dog kept on a chain all the time. We are carrying things to far when we are getting away from an individual being able to have a male and female on their home premises. If they had one litter of pups a year, he does not see that we need to have this breeders license to be able to do that. He would object to this portion of this. We need to be able to control the dogs in the county that are running loose. He does not think that at any time, that any dog should run loose. Mr. Tom Stevens stated under Section 11, Disposition of Dead Animals - in the first paragraph it says that the police or sheriff's department shall notify the appropriate authority, be it the Highway Department. As a standard practice, as long as he has been Director of the Highway Department, we have been involved in picking up deer that have been struck on the highway, we have never been involved in picking up domestic animals, unless the Highway Department is expected to change that policy this ordinance is inconsistent with practice. Ms. Jeanne Flanders, White River

Township, stated she did not get a copy of this ordinance until noon today, Section 21 - Animals in Vehicles - is stricter than what we have for children, you can let a child ride in the back of a pick-up truck. She is surprised it would go to that length of control. Section 22 - Animal Sacrifice - there are still Muslims and others in the area that purchase a goat or lamb for sacrifice. She was surprised to see this addressed in this way. Ms. Flanders stated she agrees with Mr. Rinker about the barn cats, it says that they will have to register their barn cats. The need to buy a permit to keep a male or female around is still intact. Ms. Rachel Clark, Jackson Township, stated she has not had a chance to read the ordinance. The sign above the Commissioners says, ~~A~~That Government is Best, That Governs Least@government is not going to solve every problem with dogs and cats. Dillinger stated he shares the concerns of everyone who has spoken today. He thinks it is too stringent. It does not take in to consideration the agricultural community. Clark asked in what sense? Dillinger stated the cat issue, and a cat on a leash? Do you think all the farmers are going to take a cat out on a leash? Clark stated she fails to see that it is an issue with the farmers in the sense that no one is going to be concerned unless they are being a nuisance. Dillinger stated as part of this ordinance, it is part of the law whether they are concerned or not. Clark stated we are in a diverse county and in order to protect the people in the more urban areas from nuisance animals this is an approach to help them deal with the situation. She comes from an area of the county that is very dense and very urban and domestic animals are a real problem. That is where she sees the ordinance being a great help. It was her understanding that the farm cats serve a purpose and they would not be affected by this ordinance because no one is going to complain about those cats. Dillinger stated that is not what the ordinance says. Holt stated he received a letter from Jeanne Flanders several weeks ago regarding the barn cats and he does not think barn cats were addressed. He can appreciate that if you have a grain operation, you will have barn cats, big black snakes or lots of mice and rats. Holt asked if we should add a definition of a grain operation and maybe a minimum acreage requirement that would give one the option to keep barn cats. We are diverse and in that diversity it is important to figure out how to accomodate the varying interests. Holt stated there was no one on the committee that was an advocate of barn cats and therefore no discussion of that. Holt asked Ms. Flanders if she could think of some language that would accomodate the barn cat issue? Ms. Donna Lynch, Wayne Township, stated she understands it is a difficult issue. Urban verses rural may be a way to approach it. She has barn cats, they are all vaccinated and altered, some of these animals are extremely wild. Who is going to make the decision on whether you are in trouble because your barn cat did not get individualized for this new law? Maybe if you approach it from urban and rural or within county and city limits. Approach it in a manner that you are not penalizing those who utilize the cat. Ms. Flanders suggested eliminating Section 9. (g) & (h). Clark asked why would you eliminate (h)? Ms. Flanders stated she does not want to register cats roaming around her property with the Humane Society. Holt stated there is a difference between cats wondering around your farm and barn cats. Ms. Flanders stated there is not a difference, they come and go. Ms. Flanders stated she considers them feral cats. Clark stated feral cats frighten people and they live outdoors and have become very aggressive. Mr. Howard stated under Section 12 asked what at-large means. If we define at-large, does that mean off of your property? It is not defined. If we define at-large as permitting it to be so unmanaged as to leave the property of the owner, does that take care of cats? Holt stated it would not hurt to define at-large. Holt stated under Section 12 (a), line 3, add cats to ~~A~~Any and all such dogs and cats@ Under (b) - remove first sentence. ~~A~~No person shall permit a non-neutered or non-spayed or dog or cat to run at large@ Holt motioned Ordinance 2-11-02-A be approved with the corrections

just discussed in Section 12 (a), (b), and an addition of a definition of at-large. Clark seconded. Holt and Clark approved. Dillinger opposed. Motion carries. Holt thanked everyone who spent countless hours and work that were put in to this issue. Clark thanked Holt and the task force members for all their work. This will give our law enforcement officers the tools they need to protect people and their property.

Porter Rezone: (Tape 2, #1535)

Ms. Linda Burdett, Plan Commission, stated a rezone request for the Porter-s was heard on March 12, 2002 by the Plan Commission and requested it be placed on today-s agenda. Mr. Howard stated the ordinance is in proper form, but he does not know about the content. Ms. Burdett asked that the petitioners be allowed to present it. Holt asked if we need notice requirements? Mr. Howard stated the public hearing was at the Plan Commission. For this to be on our agenda, we do need to notice there is a meeting and we can add items to our agenda at any time. Holt asked including ordinances? Mr. Howard stated it is not good practice. Holt stated he does not want to pass an ordinance that a neighbor decides was not a legal ordinance, they will spend more time and money getting it fixed, than doing it right the first place. Clark asked Ms. Burdett to get this on the next agenda. Holt addressed the Porter-s, if we passed this today and a neighbor did not like it we are doing you a huge disservice. I hope two weeks is not critical, you are a lot safer waiting the time. Ms. Porter stated no one opposed this at the Plan Commission. Ms. Porter stated she is wanting to turn it in to a garden center. She was under the impression that if she got to be here today, that she could get started. Clark stated she thought this was a routine process and it was something we could do, but her counselor tells her this is not a good practice and she will have to ask the Porter-s to come again on April 8th. Clark apologized. Holt asked Ms. Burdett why this was not on the agenda? Ms. Burdett stated she does not know, we put the ordinance in Mr. Howard-s box and we did not hear back from him. Holt asked Ms. Burdett if they ordinarily contact the Auditor and ask to have an ordinance placed on the agenda? Ms. Burdett stated not before counsel has a chance to look at a rezone. Mr. Howard stated rezone ordinances are rubber stamps, put them on the agenda. Clark stated we don-t need to have this happen again. Holt stated on the Wednesday morning after a Plan Commission with a favorable or unfavorable recommendation, call Kim and have it put on the agenda.

Highway Business: (Tape 2, #1746)

Acceptance of Bonds/Letters of Credit:

Mr. Stevens requested acceptance of Bonds and Letters of Credit for the Highway Department. 1) HCHD #B-02-0015 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond #887163S issued on behalf of Estridge Development Company, Inc., in the sum of \$90,812 for streets in Centennial Townhomes, Section II to expire March 13, 2004. 2) HCHD #B-02-0016 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond #887164S issued on behalf of Estridge Development Company, Inc., in the sum of \$26,925 for curbs in Centennial Townhomes, Section II to expire March 13, 2004. 3) HCHD #B-02-0017 - The Cincinnati Insurance Company Performance Bond issued for George E. Harvey & Son, Inc. in the sum of \$189,039.25 for construction of Bridge #177 to expire March 13, 2004. 4) HCHD #B-02-0018 - The Cincinnati Insurance Company Payment Bond issued for George E. Harvey & Son, Inc. in the sum of \$189,039.25 for construction of Bridge #177 to expire March 13, 2004. 5) HCHD #B-02-0019 - SAFECO Insurance Company

Performance Bond #6145099 issued on behalf of Marathon Ashland Petroleum LLC in the sum of \$25,000 for category 3B Liquid Asphalt (approx. 400,000 gallons) from March 1, 2002 to February 28, 2003. 6) HCHD #B-02-0020 - United States Fidelity and Guaranty Company Performance Bond #400SP1479 issued on behalf of E&B Paving, Inc. for bituminous mixtures for the period beginning February 11, 2002 and ending February 28, 2003 in the sum of \$15,000. 7) HCHD #B-02-0021 - Greenwich Insurance Company Performance Bond #45034001 issued on behalf of North American Salt Company in the sum of \$25,000 to supply de-icing rock salt from February 15, 2002 to February 15, 2003. 8) HCHD #B-02-0022 - United States Fidelity and Guaranty Company Performance Bond issued on behalf of Irving Materials, Inc. in the sum of \$5,000 to supply stone and gravel for 2002 and to expire February 27, 2003. 9) HCHD #B-02-0023 - Ohio Farmers Insurance Company Performance Bond #5887840 issued on behalf of Shelly & Sands, Inc. in the sum of \$15,000 to supply Category 2a - paving mixtures for area of county west of SR 19, north SR 32 west of White River and south of SR 32 for the period beginning March 1, 2002 and ending February 28, 2003. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Agreements:

Utility Agreements:

96th Street and Olio Road Project Utility Agreements:

Mr. Stevens requested approval of Utility Agreements for the Hancock County Road 600 W from CR 900 N to CR 1000N (96th Street and Olio Road Project). HCHD #M-02-0009 - Vectren Delivery Systems of Indiana, HCHD #M-02-0010 - Hancock Telecom, HCHD #M-02-0011 - Insight Communications, and HCHD #M-02-0012, Central Indiana Power. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Bridge #25, 206th Street over Jones Ditch Utility Agreement:

Mr. Stevens requested approval of Utility Agreement, HCHD #M-02-0008 with PSI Energy, Inc. for Hamilton County Bridge #25, 206th Street over Jones Ditch. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Construction Inspection Agreements:

Guilford Park Subdivision:

Mr. Stevens requested approval of the Construction Inspection Agreements, HCHD #A-02-0003, for Guilford Park Subdivision with Dura Development and EDIS, Inc. in the amount of \$2,600.00. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

146th Street, Contract No. 1 Supplemental Agreement No. 3:

Mr. Stevens requested approval of Supplemental Agreement No. 3, HCHD #E-99-0001, for construction of 146th Street, Contract No. 1, Springmill Road and Oak Ridge Road segments with Floyd E. Burroughs in the amount of \$77,700.00. Dillinger motioned to approve. Holt seconded. Mr. Neal stated the additional amount is due to the delay of the project which pushed the completion date in to 2002. Clark asked if we still have money? Mr. Neal stated we have a

source for funding this. Holt asked if this one man or men on the job for 18 months extra? Mr. Neal stated no, this is for at least one person to be on the job through the end of July. Holt asked if in his opinion this is a reasonable charge for this service? Mr. Neal stated yes, hopefully we will be under run. We are going by the schedule given to us by the contractor and we have to staff it as they show the work being done. Motion carried unanimously.

Concurrence with Traffic Study Correspondence:

Mr. Stevens requested approval of concurrence with traffic study correspondence. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Correspondence:

Federal Funding Applications:

Mr. Stevens shared an e-mail he received from Jan Powell, Baker & Donelson updating him on the federal funding applications she has made on behalf of Hamilton County for the 116th Street and 146th Street projects as they relate to I-69. She has combined these two projects into one application. She has increased the county's and Town of Fishers request of \$4 million for 116th Street and \$3.5 million for 146th Street. She has submitted the application with the understanding that any funds she receives as the basis of that request would be divided evenly between the two jurisdictions. Mr. Stevens told Ms. Powell he could support the 50/50 split, but he did not have the authority to make this decision, that the Board of Commissioners would have to make the decision and would probably require an interlocal agreement. Holt motioned to approve of the split discussed and that the County Attorney be directed to prepare an interlocal agreement. Dillinger seconded. Motion carried unanimously.

Dedication of Right-of-Way: (Tape 2, #2150)

Bridge #189 Project Dedication of Right-of-Way:

Mr. Stevens requested acceptance of Dedication of Right-of-Way for the Bridge #189 project from Crossman Communities Partnership. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

106th Street and College Petition for Amendments to Regulated Drain:

Mr. Stevens requested approval of a petition to the Hamilton County Drainage Board for amendments to the Clara Knotts Drain at 106th Street and College. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Condemnation of Parcels:

131 Street Project:

Mr. Stevens requested condemnation of Parcel #1 for the 131st Street Project from Neal B. & Jeannie M. Upton for .256 acres +/- of permanent right-of-way. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Clay Regional Waste Sewer Project - 131st Street:

Mr. Stevens requested condemnation of Parcels #2, #3 & #4 for the 131st Street Project/Clay Regional Waste Sewer Project from Finlay Grier - .161 +/- acres, Edward V. Schaffer - 2.059 acres +/- and Edward F. & Stacia L. Musleh - .403 acres +/- acres. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

96th Street/Olio Road Hancock County Project:

Mr. Stevens requested approval of condemnation of Parcel #21 on Olio Road/96th Street Hancock County Project, Opportunity Options ETAL, 2.448 acres +/- . Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Request to Advertise:

146th Street/US 31 Ramps Project:

Mr. Stevens requested permission to advertise for the 146th Street/US 31 Ramps Project - northbound SR 431 to 146th Street. Mr. Stevens also requested signatures on the Title Sheet for this project. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Bridge #144 Replacement (Tape 2, #2293)

Mr. Stevens requested permission to advertise for Bridge #144 replacement, Oak Road over Cool Creek. Mr. Stevens also requested signatures on the Title Sheet for this project. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Pleasant Street Storage Buildings:

Mr. Stevens stated he received an e-mail from Kent Ward stating the Drainage Board has discussed using the old abandoned salt storage building on Pleasant Street for storing pipe. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Mowing Contracts:

Mr. Stevens proposed advertising for bids for mowing of right-of-ways for the 146th Street Median, Southern Roads (county's portion of 96th Street between Carmel and Fishers, county's portion of 116th Street between Carmel and Fishers and the improved four lanes on Olio Road) and Northern Roads (Cumberland Road from Noblesville City limits to 234th Street and portions of 234th, 235th and Strawtown Avenue). This mowing will take specialized equipment that we do not have and it is time consuming and will need to be done on a more frequent basis than we normally mow. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Bid Award:

Resurface Contract 02-1 Bid Award:

Mr. Stevens recommended the bid for Resurface Contract 02-1, Various Roads in Washington and Adams Townships, be awarded to Milestone Contractors LP in the amount of \$881,560.00. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

96th Street/Shelborne Road Intersection Status:

Mr. Matt Morasch presented a memo, dated March 25, 2002, on the status of the 96th Street and Shelborne Road Intersection project. Mr. Morasch stated he does not have a recommendation. He has been attempting to work with these two developers and we are not receiving any progress. We have received a verbal agreement from Brenwick that they would commit to do something, but we could not get a dollar amount or something in writing. Originally a commitment was given from the Sweet Company, which is a different company than Brenwick. We keep giving different deadlines and they keep asking for more information. The last deadline was last Friday and we indicated we would be going to the commissioners with a status report. We are not getting anywhere. Even if they proposed some funding amount, it would not be enough to cover the entire project. We will have to come up with additional funding. There is approximately \$52,000 in the TIF account. Mr. Howard asked if we have the minutes where the commitment of funding was a condition of the approval? Mr. Morasch stated we did receive minutes from Carmel on the Sweet Company commitment from Carmel's Land Use Committee. That committee denied the approval at that time to change the land use. It did get approved eventually. Carmel does still consider those valid commitments. He can find no minutes for Davis Development, they are permitting documents. Mr. Howard stated he needs to look at the minutes and we will bring it back to the Commissioners on April 8th.

Road School:

Mr. Stevens reminded the Commissioners that he and several of the Highway staff will be at Road School thru Wednesday. Mr. Stevens stated he will be on vacation April 5-April 12, 2002. He will not be at the next meeting.

116th Street and Towne Road: (Tape 2, #2834)

Dillinger stated he has received a call from Dave Haston regarding a drainage issue at 116th Street and Towne Road. Mr. Stevens stated he has gone to the site on Friday. The Surveyor's office has taken several pictures and forwarded the request to the Highway Department. There are a lot of problems down there that are beyond the extent of what the Highway Department can do to rectify it. We plan to grade everything to the existing swail underneath the old road and lower the swail between a pipe under the old road over to the new road. Mr. Stevens stated he believes we can lower the standing road by 4-5 inches on this property, but he doubts if we can solve all the drainage problems. His land is lower than our drainage facilities. Dillinger stated they say they never had a drainage problem before we worked on the road. Mr. Stevens stated he can not address that, he does not know that. The pipe under the old road has not been disturbed in anyway. Clark asked if the road side ditches from the old road are at the same level and do they drain to the new drainage height? Mr. Stevens stated they do, they are holding water now and we can do some minimal work to regrade that ditch to get some additional water to the pipe. The problem is that there are still areas within his field that are lower than the pipe. Unless there is a field tile or something that took care of the drainage before and was somehow destroyed during construction, that is the only way he can see that our construction project had an adverse effect on his land. Clark stated there are eight property owners there that have concerns and have been there long enough to know whether the property was wet. Mr. Morasch stated this came up last year and as part of our contractor's contract if there is a field tile it is tied back into the system. He does not know if we encountered a field tile. We did have them do some special grading around the pipe to make sure it was open and flowing well. Clark asked if we did the grading we talked about last year? Mr. Morasch stated yes. The area that needs graded is off the

right-of-way, it is a low spot and the only way to do it, is with field tile. Clark asked would it have drained previously? Mr. Morasch stated without a field tile, he does not see how. Mr. Stevens stated that pipe under the old road was not disturbed with this construction project. Clark asked if the roadside ditches of the old road were disturbed? Mr. Morasch stated no, they were not part of the project. The water is not getting to the ditches, it is ponding out in the field. Dillinger asked Mr. Stevens to have someone get in contact with Mr. Haskins's daughter and bring a report back at the next meeting. Mr. Stevens stated some of fixing this issue will involve getting equipment off of the road and this is not the time of year we can do that without burying it. We are going to have to wait until May or June to get on there, we will get it done.

131st Street and Springmill:

Clark thanked the Highway Department for fixing the chuckholes on 131st and Springmill Road. The residents are very pleased.

256th Street:

Holt asked for an update on 256th Street, 450' east of Gwinn Road, the unauthorized work in right-of-way. Mr. Howard stated he sent a letter to him 3 weeks ago and asked him to contact our inspector. Mr. Howard stated we will file the infraction in Noblesville City Court. Clark asked about the bridge? Mr. Howard stated they are working on it.

Highway Project Status Report:

Clark stated in the Highway Project Status Report from March 11, 2002 there are two or three projects on the priority list that state ~~If~~ funds become available@ When we went to County Council we had to put \$2 million into the federal aid project for 106th Street and College. Clark asked permission to go to County Council to see if there is some way we can get \$1 million, borrow it from somewhere else as we are waiting for those federal aid dollars to come in, so we can fund those next three projects on our list. They would be built this year. The projects are 96th Street and Ditch, 116th Street and Ditch, and 106th Street and Springmill. Mr. Locke does not have any idea when the federal funds will come back to us. Clark stated she is willing to go to County Council to ask if there is some way we can get \$1 million and pay it back. Holt asked when do you think the call will come for the \$1 million? Clark stated she does not know. She is anticipating the money will come back to us. Mr. Morasch stated we received \$1 million for right-of-way acquisition and we have to have the money up front to spend. As we spend it we will submit the bill to INDOT and we will get 100% back. Mr. Stevens stated these are all right-of-way dollars and we have not even started right-of-way acquisition down there. Mr. Morasch stated he called today and asked what the status is and it is sitting on someone's desk to sign. Once we get that we will start on getting the rest of the right-of-way parcels. Holt asked Mr. Stevens if this is prudent? Mr. Stevens asked Mr. Morasch if these are ready? Mr. Morasch stated they are not ready, but they are being worked on. We made the priorities the ones that are funded, 106th and Springmill, 206th Street and Cumberland and the Ditch ones are being worked on and also the Springmill ones are being worked on. Mr. Stevens asked if 96th Street and Ditch will require an interlocal? Mr. Morasch stated we think we can obtain the right-of-way without an interlocal, but if were to get bogged down in the right-of-way process then we would be having problems. We are not seeking any money from Indianapolis at this point. Clark stated she is anxious to get these projects done and she appreciates Les getting them done with the caveat

when funds become available and he has told me that just throwing money at them will not get them done any faster, is that Mr. Morasch's feeling also? Mr. Morasch stated yes, we are doing what we can to get them done. Clark asked if it would hurt to wait a couple of months to get the money? Mr. Morasch stated that will push right-of-way off a little further and then we will start running out of construction season. Holt stated he has no problem with Clark going to County Council and requesting funding to do them, he does not want to do it as a loan or trade off for 106th Street and College. Clark stated she was surprised that we had to tie up \$2 million to wait and sit with 106th and College. Mr. Morasch stated the plan was that when the money came back in from 106th and College it would be applied towards these other intersections in the priority list. Mr. Morasch stated at 106th Street and College we are estimating \$2 million in right-of-way acquisition, however we will get reimbursed for \$1 million. Holt stated he can support that and that it does not jeopardize 106th Street and College. Holt suggested she take Matt or Mr. Locke with her. Dillinger agreed.

Diversity Task Force:

Clark requested permission to sign a letter to Mr. W.R. Yakey regarding the Diversity Task Force Grant. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

Attorney: (Tape 2, #3706)

Ordinance 3-25-02-A, Drain Standards in Hamilton County:

Mr. Howard requested approval of Ordinance 3-25-02-A, An Ordinance Approving Standards for Detail Drawings for Drain Design for Regulated Drains in Hamilton County. Holt motioned to suspend the rules to approve on first reading. Dillinger seconded. Motion carried unanimously. Holt motioned to approve Ordinance 3-25-02-A. Dillinger seconded. Motion carried unanimously.

Ordinance Codification:

Dillinger asked Mr. Howard what the status was of the ordinance codification? Mr. Howard stated there is about 10 questions he needs to respond to and he will get them out in the mail by the end of the week.

Ameritech E-911 Agreement Addendum:

Mr. Jeff Hendericks stated in 1999 Hamilton County signed a contract with Ameritech, now SBC, for renewal of the 911 contract with Hamilton County. When the contract was renewed the City of Noblesville requested that Noblesville would be allowed four 911 console positions. We did not put in the fourth console, the wiring was laid at that time. Mr. Hendericks has requested of the E-911 Committee the addition of the fourth position of the enhanced addressing and phone number information. Mr. Hendricks requested approval and signature on the Ameritech Addendum #1 to Enhanced 911 Service Agreement for Noblesville. We are currently running 3 full-time positions at Noblesville. We no longer have a back-up nor a console available for peak loads. With some of the annexations that Noblesville is going to be doing, we will need to move to four positions. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Commissioner Committee Reports: (Tape 3, #175)

Security Committee:

Holt stated the Security Committee has been meeting on a regular basis and it was the unanimous agreement of the Security Committee that County Council be approached to fund four additional security deputies for this building and the historic courthouse. That the private security company that is operating the metal detection in this building and the historic courthouse be retained until such time that the Sheriff could have those positions trained. At that time the metal detection on this building on the first floor be manned and supervised by the Sheriff's Department and the metal detection on the historic courthouse be terminated, that all four doors be reopened to the public and a swipe card system be installed on the tunnel to permit county employees to utilize the tunnel. There will be a request in front of the County Council for funding at their next meeting and Holt asked this Board accept this recommendation of the Security Committee and so moved. Clark seconded. Holt and Clark approved. Dillinger opposed. Motion carries. Holt stated in order to accomplish this the County Attorney needs to be instructed to send a supplemental letter to the security firm.

Criminal Justice Taskforce:

Dillinger stated the Criminal Justice Committee has met. We have broken some things into committees in order to accomplish what was recommended in the retreat.

Insurance Committee:

Dillinger stated the Insurance Committee has met and in addition to what was presented today we will be bringing some recommendations for modifications to the plan.

Parking Committee:

Dillinger stated he met with the City of Noblesville, Main Street, and Noblesville Chamber of Commerce regarding parking and reviewed some of their ideas. Coming out of that meeting he felt that the City does not feel that they have a city employee parking problem. Main Street and the Chamber feels there is a public parking problem. The County feels there is a parking problem. Dillinger told them we would pursue our parking situation and if they were to come up with a feasible plan that we could work with them, we would talk with them, but we are going to pursue some parking avenues. The Parking Committee will be meeting.

Weights & Measures Vehicle:

Mr. Buddy Clark, Weights & Measures, stated they have about 47,000 miles on their vehicle and he is requesting the purchase of another vehicle to replace their existing vehicle. The new vehicle has four full doors and would give them room for their Trusty. There is a time issue to get the incentives. Holt asked why would we get an Avalanche? Mr. Clark stated it would be cheaper with all the discounts, than the HD's with the full four doors. Holt asked if we have a policy on the amount of miles we would have on a vehicle before we trade it off? Dillinger stated he does not know. Sheriff's runs them 100,000 miles. Holt stated he thinks the Surveyor puts that kind of mileage on as well. Clark asked Mr. Clark what kind of miles he has had on a vehicle before he trades them in? Mr. Clark stated about 60,000 miles. Holt motioned to not do this. Trading a vehicle with 47,000 miles is not a good use of money. Dillinger seconded. Motion carried unanimously.

Administrative Assistant: (Tape 3, #500)

Precinct Location Approval:

Ms. Kathy Richardson requested approval of Precinct locations. Holt motioned to approve the beginning draft of the Precinct locations. Dillinger seconded. Motion carried unanimously.

Clark commended Ms. Richardson on all her work on Amendment to HB1378, regarding E-911 funds. Ms. Richardson stated that has been signed by the Governor.

Housing Study:

Mr. Swift requested approval of the closeout documentation for the Housing Study. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Treasurer's Hours:

Mr. Swift stated the Treasurer has requested adding hours for tax time, one Saturday, May 4 from 8:00 am - 12:00 noon and evening hours, Monday, April 6-10th. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Treasurer's Safe:

Mr. Swift stated the Treasurer would like to move the safe in her office. Holt motioned to table.

Use of Facilities:

Democratic Party:

Mr. Swift stated the Democratic Party would like to use this room on April 13th from 9-12 noon for a training session. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Mental Health Association:

Mr. Swift stated the Mental Health Association of Hamilton County would like to use the Jury Assembly Room on April 27, 2002 from 8:00 am - 5:00 pm. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Appointments:

Community Corrections Advisory Board:

Holt motioned to appoint Stephanie Gookins to fill the vacancy on the Community Corrections Advisory Board. Dillinger seconded. Motion carried unanimously.

Fall Creek Township Wage Determination Committee:

Holt motioned to appoint Tom Martin to the Fall Creek Township Wage Determination Committee. Dillinger seconded. Motion carried unanimously.

City of Noblesville Grass Clippings Dumpster:

Holt motioned to allow the City of Noblesville to place a dumpster for grass clipping recycling at the Household Hazardous Waste Center, next to their other dumpsters. Dillinger seconded. Motion carried unanimously.

Auditor: (Tape 3, #630)

Ms. Robin Mills requested approval of the Gallagher Bassett Services, Inc. Run-off Contract. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Liability Trust Claim:

Ms. Mills requested approval of a Liability Trust Claim payable to Midwest Claims Service in the amount of \$3,862.89. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Clerk of the Circuit Court Monthly Report:

Ms. Mills requested acceptance of the Clerk of the Circuit Court Monthly Report for February 2002. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Vendor Claims:

Ms. Mills requested approval of Vendor Claims to be paid Tuesday, March 26, 2002. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Payroll Claims:

Ms. Mills requested approval of Payroll Claims for the period of March 2, 2002 thru March 16, 2002 to be paid March 28, 2002.

Clark adjourned the meeting at 5:30 pm.

Commissioners Correspondence:

Excess Benefit Time Memo from Tom K. Stevens

IDEM Notice of Sewer Permit Application:

238 Commercial Park - Noblesville

Sagamore - Noblesville

Women's Pavilion/Maternity Center Relocation - Noblesville

Idlewood, Section 2 - Fishers

Oak Manor - Westfield

Brookside Subdivision, Section 2 - Westfield

Ashfield, Section 1 - Westfield

IDEM Notice of Appeal Rights:

Claybourne, Section One - Carmel

Notice of Public Hearing from Town of Fishers:

116th Street and Brooks School Road

Present:

Sharon R. Clark, Commissioner

Steven C. Dillinger, Commissioner

Steven A. Holt, Commissioner

Robin M. Mills, Auditor

Kim Rauch, Executive Secretary to Auditor

Fred Swift, Administrative Assistant to Commissioners

Michael A. Howard, Attorney

Tom K. Stevens, Highway Director

Donna Johnston, Highway Public Service Representative

Jim Neal, Highway Project Engineer

Dave Lucas, Highway Inspector

Robert Chadwell, Highway Inspector

Steve Broermann, Highway Technical Engineer

Mark Fisher, Highway Technical Engineer

Christopher Burt, Highway Staff Engineer

Tim Knapp, Highway Right-of-Way Specialist

Matt Morasch, Transportation Development Engineer

Matt Knight, Highway Staff Engineer

Faraz Hahn, Highway Department

Kate Lewis, Ledger

Dick Frost, Hamilton County Taxpayer

Mike Moran, Fox Field Estate
Patrick Musgrave, McCordsville 96th Street Project
Vickie Reeves, McCordsville, Highland Springs
Mark Newbold, EDIS
Paul Dick, 96th Street Project
David Schwachenwald, 96th Street Project
Hiram W. Denney, 96th Street Project
Svg Ann Denney, 96th Street Project
Connie Malcomb, Highland Springs
Shirley Bollinger, Highland Springs
JC Orem, 96th Street Project
Max Meise, President, McCordsville Town Council
Terri Messersmith, Town Manager McCordsville
Debbie Wood, 96th Street Project
Barry Wood, 96th Street Project
Jim Vaughn, Fiscal & Grant Analyst
Bill French, 96th Street Project
Sue Jackson, 96th Street Project
Brad Yarger, 96th Street Project
Bradley Johorst, Indianapolis Star
Rick Cooghenour, 96th Street Project
Steven Duhamell, 96th Street Project
Ron Miller, 96th Street Project
Teresa Cotton, Animal Ordinance
Cindy Ramsey, Humane Society
Dave Albrecht, Springmill Ponds
Fred Cook, Springmill Ponds

Kim Porter, Rezone

David Porter, Rezone

Mary Rinker, Animal Control

Jeanne Flanders, Animal Control

Duane Rinker, Animal Control

Rachel Clark, Animal Control

Judy Levine, County Council

Kathy Richardson, Voter's Registration

Chuck Kiphart, Plan Commission

Linda Burdett, Plan Commission

Jeff Hendericks, City of Noblesville

APPROVED

HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST:

Robin M. Mills, Auditor

